

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**INDICTMENT FOR THREATS AGAINST THE PRESIDENT
OF THE UNITED STATES AND VIOLATIONS OF THE
FEDERAL CONTROLLED SUBSTANCES ACT
AND THE FEDERAL GUN CONTROL ACT**

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO.	
v.	*	SECTION: “”	
JOHN TURNPAUGH	*	VIOLATION:	18 U.S.C. § 871
	*		18 U.S.C. § 924(c)
	*		21 U.S.C. § 841
	*		18 U.S.C. § 922(k)
	* * *		

The Grand Jury charges that:

COUNT 1

On or about December 30, 2009, in the Eastern District of Louisiana, the defendant, **JOHN TURNPAUGH**, did knowingly and willfully make a threat to take the life of the President of the United States, by calling a 911 police dispatcher and saying “Yeah, Hey, I’m gonna kill Barack Obama and his wife this month ... F___ you”, in violation of Title 18, United States Code, Section 871.

COUNT 2

On or about December 31, 2009, in the Eastern District of Louisiana, the defendant, **JOHN TURNPAUGH**, did knowingly and intentionally possess with the intent to distribute a quantity of marijuana, a Schedule I drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1) and (D).

COUNT 3

On or about December 31, 2009, in the Eastern District of Louisiana, the defendant, **JOHN TURNPAUGH**, did knowingly possess four firearms, to wit: a Remington Model 597, .22 caliber long rifle, (serial number 2775397); an SKS, 7.62 X 39 caliber semi-automatic rifle (serial number 24136171); a Hi-Point Model C9, 9mm Luger semi-automatic handgun, (serial number P1411134); and a Hi-Point Model CF380, .380 caliber ACP semi-automatic handgun, (with an obliterated serial number); in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, as alleged in Count 2 of this indictment, in violation of Title 21, United States Code, Sections 841(a)(1); all in violation of Title 18, United States Code, Sections 924(c)(1)(A).

COUNT 4

On or about December 31, 2009, in the Eastern District of Louisiana, the defendant, **JOHN TURNPAUGH**, did knowingly possess a firearm, to wit: a Hi-Point Model CF380, .380 caliber ACP semi-automatic handgun, that had been shipped and transported in interstate commerce, from which the manufacturer's serial number had been removed, altered, and obliterated, in violation of Title 18, United States Code, Sections 922(k) and 924(a)(1)(B).

NOTICE OF DRUG FORFEITURE

1. The allegation of Count 2 of this Indictment is realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offense alleged in Count 2, **JOHN TURNPAUGH**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count 2 of this Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant(s):

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853

NOTICE OF GUN FORFEITURE

1. The allegation of Count 3 of this Indictment is realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924 (d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offense alleged in Count 3 , the defendant, **JOHN TURNPAUGH**, shall forfeit to the United States pursuant to Title 18, United State Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section 924(c)(1), as alleged in Count 3 of this Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 922(g)(1), 924(c)(1) and 924(d)(1).

A TRUE BILL:

FOREPERSON

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New Orleans, Louisiana

January 14, 2010